

DECLARATION AND POWER OF ATTORNEY  
PATENT APPLICATION

ATTORNEY'S DOCKET NO.

14588

JUN 25 2004

As below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I verily believe I am the original, first and sole or joint inventor (if plural, inventors are named below) of the invention entitled:

ANCILLARY TOOL AND METHOD FOR POSITIONING A PROSTHETIC ACETABULUM OF A HIP PROSTHESIS

the specifications and drawings of which

(check one)

 is attached hereto. was filed on January 16, 2004 as  
Application Serial No. 10 758 280  
was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understood the contents of the above identified specification and drawings, including the claims.

I acknowledge the duty to disclose information which is known to be material to the examination of this application to the Patent Office in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby state that I do not know and do not believe that the invention which is the content of the above specification, claims and drawings was ever known or used in the United States of America before my invention thereof, or the patented or described in any printed publication in any country before my invention thereof or more than one (1) year prior to this application, that the same was not in public use or on sale in the United States of America more than one (1) year prior to this application, that the invention has not been patented or made the subject of the inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve (12) months prior to this application; and as to applications for patents or inventor's certificate on the invention filed in any country foreign to the United States of America prior to this application by me or my legal representative or assigns.

- no such applications have been filed, or  
 such applications have been filed as follows:

## EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THIS APPLICATION

COUNTRY CLAIMED	APPLICATION NO.	DATE OF FILING (DAY, MO., YR.)	DATE OF ISSUE (DAY, MO., YR.)	PRIORITY UNDER 35 USC 119
FRANCE	03 00524	17/01/03		YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
				YES <input type="checkbox"/> NO <input type="checkbox"/>

## ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THIS APPLICATION


**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from CABINET LAVOIX-LYON as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the person's from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

RALPH A. DOWELL REG. NO. (26,868)

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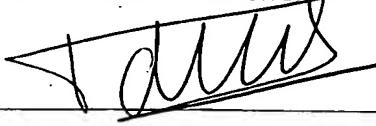
(703) 415-2555

201	FULL NAME OF INVENTOR	FAMILY NAME TORNIER	FIRST GIVEN NAME Alain	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY SAINT-ISMIER	STATE OR FOREIGN COUNTRY FRANCE	COUNTRY OF CITIZENSHIP FRANCE
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202	FULL NAME OF INVENTOR	FAMILY NAME BERGER	FIRST GIVEN NAME Jean-Pierre	SECOND GIVEN NAME
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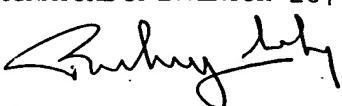
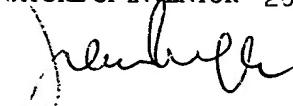
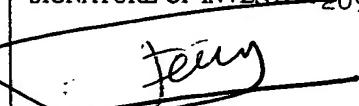
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202	SIGNATURE OF INVENTOR 203
		
DATE April 27, 2004	DATE April 27, 2004	DATE April 27, 2004

204	FULL NAME OF INVENTOR	FAMILY NAME GODENECHE	FIRST GIVEN NAME Arnaud	SECOND GIVEN NAME
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205	FULL NAME OF INVENTOR	FAMILY NAME HULET	FIRST GIVEN NAME Christophe	SECOND GIVEN NAME
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206	FULL NAME OF INVENTOR	FAMILY NAME PANISSET	FIRST GIVEN NAME Jean-Claude	SECOND GIVEN NAME
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	POST OFFICE ADDRESS	POST OFFICE ADDRESS 81 impasse du Bois français	CITY LE VERSOUD	STATE & ZIP CODE/COUNTRY 38420 / FRANCE

SIGNATURE OF INVENTOR 204 	SIGNATURE OF INVENTOR 205 	SIGNATURE OF INVENTOR 206 
DATE 6/04/04	DATE 20/04/04	DATE April 27, 2004

207	FULL NAME OF INVENTOR	FAMILY NAME DEROCHE	FIRST GIVEN NAME Philippe	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY DRACY LE FORT	STATE OR FOREIGN COUNTRY FRANCE	COUNTRY OF CITIZENSHIP
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208	FULL NAME OF INVENTOR	FAMILY NAME PUGET	FIRST GIVEN NAME Jean	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY TOULOUSE	STATE OR FOREIGN COUNTRY FRANCE	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS 203 avenue Jean Rieux	CITY TOULOUSE	STATE & ZIP CODE/COUNTRY 31500 / FRANCE
209	FULL NAME OF INVENTOR	FAMILY NAME FERREIRA	FIRST GIVEN NAME André	SECOND GIVEN NAME
	RESIDENCE & CITISENSHIP	CITY CALUIRE	STATE OR FOREIGN COUNTRY FRANCE	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS 6 chemin des Mûriers	CITY CALUIRE	STATE & ZIP CODE/COUNTRY 69300 / FRANCE

SIGNATURE OF INVENTOR 207	SIGNATURE OF INVENTOR 208	SIGNATURE OF INVENTOR 209
		
DATE April 27, 2004	DATE April 27, 2004	DATE April 27, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: TORNIER et al

TITLE:

SERIAL NO: 10/758,280

FILED: 1/16/04

EXAMINER:

GROUP:

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS

[ ] FOR INDEPENDENT INVENTOR

As a below-named inventor, I hereby declare that I am an independent inventor who (1) has not assigned, granted, conveyed, or licensed, and (2) is under no obligation under contract or law, to assign, grant, convey, or license, any rights in the invention, to any person who could not likewise be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization, as defined in 37 CFR 1.9.

[ ] FOR SMALL BUSINESS CONCERN

I hereby declare that \_\_\_\_\_ is a business concern which qualifies as a small business concern as defined in §1.9(d) - namely, (1) whose number of employees, including those of its affiliates, does not exceed 500 persons; and (2) which has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section; and that the exclusive rights to the invention have been conveyed to and remain with the above-identified small business concern.

I further declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful, false statements and the like, so made, are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the patent application or any patent issuing thereon.

INVENTORS:

April 27, 2004

Alain TORNIER

Date

April 27, 2004

Jean-Pierre BERGER

Date

April 27, 2004

Patrick Reynaud

Date

6/6/04

Arnaud GODEFECHE

Date

Christophe HULET

Date

4/21/04

Jean-Claude PANISSET

April 27, 2004

Date

SMALL BUSINESS CONCERN:

By:

Name:

Title: Alain TORNIER, General Manager

Date: April 27, 2004

Philippe DEROCHE

Date

April 27, 2004

Jean PUGET

Date

April 27, 2004

Andre FERREIRA

Date